

**UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT**

No: 22-3271

United States of America

Appellee

v.

Matthew C. Eisenmann

Appellant

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Appeal from U.S. District Court for the Western District of Missouri - Kansas City  
(4:18-cr-00028-GAF-2)

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**ORDER**

The petition for rehearing en banc is denied. The petition for rehearing by the panel is also denied.

December 27, 2022

Order Entered at the Direction of the Court:  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Michael E. Gans

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No: 22-3271

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Plaintiff - Appellee

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Matthew C. Eisenmann

Defendant - Appellant

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**JUDGMENT**

Before COLLOTON, SHEPHERD, and KOBES, Circuit Judges.

This court has reviewed the original file of the United States District Court. It is ordered by the court that the judgment of the district court is summarily affirmed. See Eighth Circuit Rule 47A(a).

November 21, 2022

Order Entered at the Direction of the Court:  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Michael E. Gans

Appendix A

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 MATTHEW C EISENMANN, )  
 )  
 Defendant. )

Case No. 18-00028-02-CR-W-GAF

**ORDER DENYING *PRO SE* MOTION FOR COMPASSIONATE RELEASE**

Now pending before the Court is defendant's *pro se* Motion for Compassionate Release (Doc. #216). The Court having considered defendant's motion and considering all 18 U.S.C. § 3553 factors, including but not limited to the nature and circumstances of defendant's offense, his criminal history, the danger his release would present to the community, all relevant information in his pre-sentence report, the statutory and guideline range of punishment for his offense, together with the response of the Bureau of Prisons to the COVID-19 virus, defendant's request for Compassionate Release is DENIED.

s/ Gary A. Fenner  
GARY A. FENNER, JUDGE  
UNITED STATES DISTRICT COURT

DATED: October 21, 2022